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DISPATCH		CLASSIFICATION SECRET	DISPATCH SYMBOL AND NO. MEMA 41221
TO INFO	Chief, IO EE, COS/G		HEADQUARTERS FILE NO. 200-134-10/5 200-124-39/3
FROM	Chief of Base, Munich	DATE 26 March 1959	
SUBJECT	ETBONIC/TPFEHLING/OKACTIVE/Operations Residence Permits for Stateless Persons Applying for TPFEHLING (and FUCHORD) Employment		RE: "43-3" - (CHECK "X" ONE) <input type="checkbox"/> MARKED FOR INDEXING <input checked="" type="checkbox"/> NO INDEXING REQUIRED
ACTION REQUIRED	None. For your information		INDEXING CAN BE JUDGED BY QUALIFIED HQ. DESK ONLY
REFERENCE(S) MEMA 41073, 17 March 1959			
<p>1. We reported previously the problem with which TPFEHLING was recently confronted when the German Foreigners' Police announced a policy of refusing to grant residence permits - and indirectly entry visas - to stateless persons holding travel documents issued by countries other than Germany. This policy affected certain persons who were now attempting to come into Germany for the purpose of being employed by TPFEHLING. See MEMA 40865 and 41073 for previous information on this matter.</p> <p>2. On 19 March TPFEHLING representatives held another meeting with officials of the Foreigners' Police and this problem was again thoroughly discussed. The Police indicated their new policy was not directed only at stateless persons coming to Germany to work for TPFEHLING but rather at stateless persons generally. This means that FUCHORD will face the same problem. [] has been alerted concerning this development and he has also been furnished with a copy of the TPFEHLING memorandum which we are attaching under separate cover to this dispatch.</p> <p style="text-align: right;">[] []</p> <p>Approved: []</p> <p>Attachments: 1/s</p> <p>Distributions: 2 - IO w/att in dupl (USC) 1 - EE w/1 cy att (USC) 2 - COS G w/1 cy att (USC) </p> <p style="text-align: right;">DECLASSIFIED AND RELEASED BY CENTRAL INTELLIGENCE AGENCY SOURCE/METHOD/EXEMPTION 3820 NAZI WAR CRIMES DISCLOSURE ACT DATE 2007</p> <p style="text-align: center; font-size: 1.2em; margin-top: 20px;">cs copy filed in 200-134-10/5.</p> <p style="text-align: right; font-size: 1.5em; margin-top: 20px;">200-124-39/3</p>			
FORM 10-57 53 (40)	USE PREVIOUS EDITION. REPLACES FORMS 51-28, 51-28A AND 51-29 WHICH ARE OBSOLETE.	CLASSIFICATION SECRET	PAGE NO. <input type="checkbox"/> CONTINUED

SECRET

SEPARATE COVER ATTACHED TO EGMA 41211

REPORT OF MEETING HELD IN THE OFFICE OF DR. MAYER, DIRECTOR OF
FOREIGNERS POLICE AND PUBLIC SAFETY, MUNICH POLICE HEADQUARTERS
ON 19 MARCH 1959.

The purpose of this meeting was to discuss problems created by the refusal of the German Authorities to grant residence permits and, indirectly, visa to stateless persons holding travel documents from countries other than Germany.

Present at the meeting were: Director Mayer, his assistant, Herr Haller, and for Radio Free Europe, Messrs. Grefe, Langendorf, and Fischer.

Mr. Grefe explained the problems created for Radio Free Europe by, what appeared to be, a new policy in granting entry visa and residence permits for stateless persons from outside Germany.

Dr. Mayer pointed out that, indeed, a new policy had to be applied in regard to this matter as a result of a decision made recently by the Supreme Federal Administration Court in Berlin. The substance of this court decision is as follows: A stateless person, once admitted to the Federal Republic and having been granted his residence permit, has a permanent right to reside in Germany and is entitled to apply for and to receive a German travel document which gives him permanent residence in the Federal Republic of Germany.* The various Government agencies affected by this decision are gravely concerned with its consequences. Their interest therefore is, as pointed out by Dr. Mayer, to keep the number of stateless persons coming to Germany and applying for permanent residence or travel documents to the absolute minimum and possibly within the limits of the present level.

Mr. Grefe inquired as to whether or not this policy affected everyone or was being applied only to Radio Free Europe. Dr. Mayer replied that as far as his office was concerned it was being applied to all stateless persons seeking admission to Munich.

Mr. Grefe then explained the consequences which such a policy, if strictly applied, would have on the effectiveness of the Radio Free Europe operation. He further pointed out that he was doing everything in his power to employ exiles already residing in Germany and that the nature of the RFE operation makes it imperative to bring into Germany stateless persons with certain language and professional qualifications. After much discussion on both sides, Mr. Grefe requested that an exception be made for Radio Free Europe, in view of the extenuating circumstances which he had already cited. The following compromise proposal was then presented by Dr. Mayer:

- 1- Dr. Mayer would appreciate being informed of the termination of stateless persons and the actual date they leave the Federal Republic of Germany.
- 2- Dr. Mayer agrees that Radio Free Europe will be allowed to bring in, as new hires, stateless persons, provided the total number

* Full text of this court decision is being secured.

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- 2- (Con't) of stateless persons does not exceed the present number of stateless persons employed by RFE. Radio Free Europe would then be "credited" with the above-mentioned departures and would be permitted to hire new employees against this "credit".

Mr. Grefe then informed the German officials that Radio Free Europe is making considerable contribution toward the securing of United States citizenship for over one hundred of its stateless employees. He asked if the number of people in this category who succeed in obtaining citizenship in the United States or other countries could be applied as a "credit" for possible new hires. The German officials agreed without reservation that this could be done.

The German officials asked Radio Free Europe to prepare a list stating the number of stateless persons holding travel documents from countries other than Germany employed by RFE as of 1 January 1959. Then RFE was requested to prepare a list of persons in the above category who have left the employ of RFE since 1 January 1959 and also to list by name those persons in the same category who have started employment since 1 January 1959. These lists would show the German officials whether or not we have built up any "credit" which can be applied against new hires for the immediate future.

Dr. Mayer also requested RFE to prepare a table showing the number of stateless employees in the above category for the years 1957 and 1958, in order to determine whether or not the number of stateless employees of Radio Free Europe has increased or decreased.

Dr. Mayer then expressed his willingness to handle these particular problems of Radio Free Europe directly with Mr. Grefe, and that RFE could call upon him at any time it was felt necessary. Mr. Grefe then invited both officials present to pay a visit to RFE. They appeared to be very interested and promised to contact Mr. Langendorf's office in order to make an appointment for such a visit.

Richard W. Grefe

Ernest Langendorf

Hans Fischer

23 March 1959

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